

INVITATION FOR BID

CITY OF BROCKTON
DEPARTMENT OF PUBLIC WORKS
FY' 11 INVITATION TO BID
PROJECT #BD-11-CH3

Sealed bid for construction of **Brockton City Hall Window Restoration** for the City of Brockton, Massachusetts, will be received at the **Procurement Department, 3rd floor, Brockton City Hall, 45 School Street, Brockton, Massachusetts 02301, until 3:00 PM prevailing time, on February 10, 2011.** The Brockton City Hall is individually listed in the National Register of Historic Places. This project is being partially funded with a grant from the Massachusetts Preservation Projects Fund through the Massachusetts Historical Commission. All work must be performed in accordance with the documents prepared by McGinley Kalsow and Associates, Inc., Architects and Planners, 324 Broadway, Somerville, MA 02145 and meet the Secretary of the Interiors *Standards for the Treatment of Historic Properties*. Said bid will be publicly opened and read aloud in the Hall Conference Room, 3rd floor, Brockton City at 3:10 PM, February 10, 2011.

Buy American Provisions of Section 1605 of ARRA

This contract is funded in part using funds from the American Recovery and Reinvestment Act of 2009 (ARRA). Section 1605 of the ARRA prohibits the use of these funds unless all iron, steel, and manufactured goods are produced in the United States. All iron and steel manufacturing processes must take place in the United States, except for the metallurgical processes involving refinement of steel additives. There is no requirement for the origin of components and subcomponents of manufactured goods. Products listed at 48 CFR 25.104(a) have been determined to be unavailable in the United States and if required for the project may be purchased from foreign sources. No unauthorized use of foreign iron, steel, and/or manufactured goods will be allowed on this project.

Window Restoration shall include removing existing windows, installing new custom historic replica windows and Alternates for glazing repairs to the clock tower and additional window replacement at City Hall.

The work shall be completed by June 17, 2011.

Estimated construction cost: **\$125,000**

General Contractor's CATEGORY OF DIVISION OF CAPITAL ASSET MANAGEMENT (DCAM) CERTIFICATION: **DOORS/WINDOWS**

Bid security for all general bidders and in the form of a bid bond, cash, certified check, treasurer's or cashier's check, payable to the Owner, is required in the amount of 5 percent of their total bid, in accordance with the conditions in Section 00200 INSTRUCTIONS TO BIDDERS.

The Instructions to Bidders, Form of General Bid, Agreement, Plans, Specifications, Performance and Payment Bond, and other Contract Documents may be examined but not removed at the following locations after 3:00 PM on January 20, 2011:

Brockton Building Department, 45 School Street, 3rd Floor, Brockton, MA 02301

McGinley Kalsow & Associates, Inc. 324 Broadway, Somerville, MA 02145

Bid Forms and Contract Documents will be available for pick-up at McGinley Kalsow & Associates, Inc, 324 Broadway, Somerville, MA 02145 on January 20, 2011 after 3:00 PM.

There is a plan deposit of \$ **50.00** per set payable to McGinley Kalsow & Associates, Inc.

Deposits must be paid with a certified or cashier's check. This deposit will be refunded for up to two sets for general bidders upon return of the sets in good condition within thirty days of receipt of general bids. Otherwise the deposit shall be the property of the Awarding Authority. Additional sets may be purchased for \$ 50.00

Bidders requesting Contract Documents to be mailed to them shall include a separate check for

\$ **30.00** per set for UPS Ground (or **\$50.00** per set for UPS overnight), payable to McGinley Kalsow & Associates, Inc, to cover mail handling costs.

The selected contractor shall furnish a performance bond and a payment bond in amount at least equal to one hundred percent (100%) of the contract price as stipulated in Section 00700 GENERAL CONDITIONS of these specifications.

General Contractors shall file their bids with a copy of the certificate from Division of Capital Asset Management (DCAM) showing that they are eligible to bid on projects in the category of **DOORS/WINDOWS**, of this estimated project dollar amount and up to an aggregate limit, and with an Update Statement, DCAM Form CQ3 (Section 00410-Attachment A) and Certificate of Eligibility, DCAM Form CQ7.

State law prohibits discrimination and the City of Brockton is an affirmative action/equal opportunity owner/purchaser.

Minority Business Enterprise (MBE) and Women's Business Enterprise (WBE) policies of the Commonwealth of Massachusetts and the City of Brockton are applicable to the total dollar amount of this Contract. The "Fair Share" construction goal for this project is a minimum of seven point four (7.4) percent MBE participation and four point zero (4.0) percent WBE participation by state-certified MBEs and WBEs. The Bidder shall complete and submit with the bid the following MBE/WBE forms: (i) Schedule of Participation for Professional Services, (ii) Letters of Intent and recent certification forms for each MBE/WBE listed in the Schedule of participation. Failure to comply with the requirements of this paragraph may be deemed to render a proposal nonresponsive. No waiver of any provision of this section will be granted unless approved by the Awarding Authority.

A **pre-bid tour** for General Contractor bidders shall be held on **(Thur.) January 27, 2011 at 11:00 AM at Brockton City Hall** in Brockton, Massachusetts. Bidders are highly encouraged to attend the pre-bid tours. Questions and requests for interpretation of the Contract Documents will not be accepted during the tour. Questions and requests for interpretation of plans and specifications may be submitted in writing to McGinley Kalsow and Associates, Inc.

This project is funded in part by a DOE Energy Efficiency and Conservation Block Grant, and the American Recovery and Reinvestment Act of 2009. All governing policies and procedures for the construction of Window Restoration to Brockton City Hall as established by the Grant will apply for the duration of this project including the **Buy American** provision of Section 1605 of the American Recovery and Reinvestment Act of 2009.

All bids for this project are subject to applicable bidding laws of Massachusetts, including General Laws Chapter 149, Section 44A to 44J inclusive, as amended.

Minimum Wage Rates as determined by the Commissioner of the Division of Occupational Safety of the Executive Office of Labor and Workforce Development under the provisions of the Massachusetts General Laws Chapter 149, Section 26 to 27D, as amended, apply to this project. It is the responsibility of the Bidder, before bid opening, to request if necessary, any additional information on Minimum Wage Rates for those trades people who may be employed for the proposed work under this contract. This contract must comply with the wage rates of the Davis-Bacon and Related Acts and the prevailing wage rates under Massachusetts General Law, whichever is the greater.

Davis-Bacon and Related Acts (Section 1606 of ARRA)

The contractor must comply with the minimum rates for wages for laborers and mechanics as determined by the Secretary of Labor in accordance with the provisions of the Davis-Bacon and Related Acts. The contractor shall maintain posted on site a copy of the Davis-Bacon and Related Acts poster, "Notice to All Employees Working on Federal or Federally Financed Construction Projects" (Form WH-1321) and a copy of the wage determination. The contractor must provide written certification that they and their subcontractors have complied with the requirements of the Davis-Bacon and Related Acts for the period during which the work was performed.

The Bidder agrees that this bid shall be good and may not be withdrawn for a period of 30 working days, Saturdays, Sundays and legal holidays excluded after the opening of bids.

This project requires compliance with Massachusetts Diesel Retrofit Program (MDRP) by use of after-engine emission controls that are EPA certified, or their equivalent, on all of the off-road (non-registered) diesel vehicles/equipment used at the job site.

All prospective bidders' attention is drawn to Section 00800 SUPPLEMENTARY CONDITIONS, Attachment A - City of Brockton Relevant Municipal Ordinances. The stipulations and requirements of these ordinances, as amended, will be strictly adhered to by the Awarding Authority as a condition of the bid and a prerequisite for award of the Contract to the successful bidder.

The City of Brockton reserves the right to waive any informalities, to accept or reject, in whole or in part any or all bids or take whatever other action may be deemed to be in the best interest of ther City.

LINDA M. BALZOTTI	- MAYOR
JAMES M. CASIERI	- SUPERINTENDENT OF BUILDINGS
MICHAEL C. MORRIS	- CHIEF PROCUREMENT OFFICER
